

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

HEADWATER RESEARCH LLC,

Plaintiff,

v.

SAMSUNG ELECTRONICS CO., LTD. and
SAMSUNG ELECTRONICS AMERICA,
INC.,

Defendants.

Case No. 2:23-cv-00103-JRG-RSP

JURY TRIAL DEMANDED

JOINT NOTICE REGARDING AGREEMENTS

Pursuant to the Third Amended Docket Control Order, Plaintiff Headwater Research LLC (“Headwater”) and Defendants Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc. (collectively, “Samsung”) file this Joint Notice Regarding Agreements:

1. To resolve Samsung’s MIL No. 5 in part, Headwater or its witnesses will not make any reference to Google antitrust litigation or investigations.
2. To resolve the parties’ dispute regarding the timing of certain deadlines relating to opening argument demonstratives (*see, e.g.*, Dkt. 280 (“JPTO”) at 20), the parties agree to the following deadlines subject to approval by the Court: Demonstratives for opening arguments shall be exchanged by 2:00 p.m. CT the day before opening; each party shall provide objections by 5:00 p.m. CT and shall meet-and-confer on any objections at 6:00 p.m. CT. The parties shall submit any outstanding disputes to the Court by 8:00 p.m. CT that same day, unless the Court instructs otherwise. A party may not show deposition testimony of its own employees or witnesses during opening statements.

3. The parties are continuing to discuss potential resolution of Headwater's MIL No. 1 and Samsung's MIL No. 1, and will update the Court if further agreements are reached.

Dated: December 11, 2024

Respectfully submitted,

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CERTIFICATE OF CONFERENCE

Counsel for Plaintiff and counsel for Defendants have complied with the meet and confer requirements of Local Rule CV-7(h). The parties agree in the filing of this Joint Notice Regarding Agreements.

/s/ Marc Fenster

Marc Fenster

CERTIFICATE OF SERVICE

I certify that on December 11, 2024 counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system.

/s/ Marc Fenster

Marc Fenster